



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/673,478

09/30/2003

Takayuki Iida

Q77720

1528

23373 7590 08/03/2007
SUGHRUE MION, PLLC
2100 PENNSYLVANIA AVENUE, N.W.
SUITE 800
WASHINGTON, DC 20037

EXAMINER

RODRIGUEZ, LENNIN R

ART UNIT

PAPER NUMBER

2625

MAIL DATE

DELIVERY MODE

08/03/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/673,478	Applicant(s) IIDA, TAKAYUKI	
	Examiner Lennin R. Rodriguez	Art Unit 2625	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 30 September 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-12 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-12 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 30 September 2003 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date <u>9/30/2003, 10/14/2004</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Drawings

1. The drawings are objected to as failing to comply with 37 CFR 1.84(p)(5) because they include the following reference character(s) not mentioned in the description:

(1) 139 in Fig. 6.

Corrected drawing sheets in compliance with 37 CFR 1.121(d), or amendment to the specification to add the reference character(s) in the description in compliance with 37 CFR 1.121(b) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the examiner does not accept the changes, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

Specification

2. The disclosure is objected to because of the following informalities:

(1) page 17, line 10, "(step **S138**)" should be -- (Step **S139**) --.

Appropriate correction is required.

Claim Objections

3. Claims 1-4 are objected to because of the following informalities:

(1) claim 1, line 1, "**of**" should be erase.

Appropriate correction is required.

Claim Rejections - 35 USC § 102

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

5. Claims 1-12 are rejected under 35 U.S.C. 102(b) as being anticipated by Takemoto et al. (US Publication 2002/0063889).

(1) regarding claim 1:

Takemoto '889 discloses an image recording medium of for storing image data in image files therein (401 in Fig. 4), wherein

reception information is attachable to the respective image files (401e in Fig. 4, where the processing progress data is being interpreted as reception information), for managing a state of printing order reception regarding the respective image files (paragraph [0079], where with the progress of the print order information is being used to follow the progress of a print order), and

the reception information attached to the image file or files for which a printing order has been received (401e in Fig. 4, where the processing progress data is being interpreted as reception information) is rewritten to indicate completion of printing order reception (paragraph [0140], where the processing status is changed once the order data is received from the client by the upload apparatus), by a printing order reception apparatus for receiving the printing order for the image data stored in the image file or files (paragraph [0063], where it explains that the upload apparatus is the same thing as the print service reception apparatus).

(2) regarding claim 2:

Takemoto '889 further discloses wherein printing order information is attachable to the respective image files for placing a printing order (paragraph [0067, lines 8-12 and paragraph [0117], lines 1-2 and paragraph [0124], where the order information is linked to the image information).

(3) regarding claims 3 and 4:

Takemoto '889 further discloses in which customer information regarding a customer who records the image data can be recorded (paragraph [0076]).

(4) regarding claim 5:

Takemoto '889 further discloses a printing order reception apparatus (2 in Fig. 6) comprising:

image data reading means for reading image files (paragraph [0019], lines 1-7), attached with reception information for managing a state of printing order reception (paragraph [0079], where with the progress of the print order information is being used

to follow the progress of a print order), from an image recording medium that stores image data in the image files (2 in Fig. 6); and

reception means for receiving a printing order for the image data of the image files that have been read, and rewriting the reception information of the image files to indicate completion of printing order reception thereof (paragraph [0140]).

(5) regarding claim 6:

Takemoto '889 further discloses further comprising reception state confirmation means for displaying on a display device whether the respective image files have been previously subjected to printing order reception or not (paragraph [0115], where the reception ID is been displayed and the reception ID is a determination that the image file has been read, meaning subjected to print order reception), for enabling confirmation thereof based on the reception information of the respective image files that have been read (paragraph [0116], lines 1-3, where if the images are being displayed, means that is confirming that those images have been subjected to printing order reception).

(6) regarding claims 7 and 10:

Takemoto '889 further discloses wherein the image files are respectively attached with printing order information for placing a printing order (paragraph [0067, lines 8-12 and paragraph [0117], lines 1-2 and paragraph [0124], where the order information is linked to the image information).

(7) regarding claims 8, 9, 11 and 12:

Takemoto '889 further discloses wherein the image recording medium has customer information on a customer who records the image data therein (paragraph [0076]), and

the printing order reception apparatus further comprises customer information reading means for reading the customer information at the time of printing order reception of the image data in the image files that have been read (paragraph [0071], where the card reader reads the member information).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lennin R. Rodriguez whose telephone number is (571) 270-1678. The examiner can normally be reached on Monday - Thursday 7:30am - 6:00pm EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, King Poon can be reached on (571) 272-7440. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Lennin Rodriguez
7/31/07



KING Y. POON
~~PRIMARY EXAMINER~~
Supervising Patent